

Jeff Barber
Barber & Associates, LLC
540 E 5th Ave.
Anchorage, AK 99501
(907)276-5858
jeffb@alaskainjury.com
Attorneys for Plaintiff

FILED
STATE OF ALASKA
THIRD DISTRICT
2021 APR 23 PM 3:48
CLERK OF THE DISTRICT COURTS
BY

IN THE SUPERIOR COURT FOR THE STATE OF ALASKA
THIRD JUDICIAL DISTRICT IN ANCHORAGE

SAM ALLEN,)
)
Plaintiff,)
)
vs.)
)
CORNELIUS AARON PETTUS, JR,)
DEORMAN LEVI STOUT and)
MUNICIPALITY OF ANCHORAGE,))
)
Defendants.)
_____)

Case No. 3a11-21-5572CI

COMPLAINT

COMES NOW the plaintiff, SAM ALLEN., by and through his attorneys Barber & Associates, LLC, and for his Complaint against defendants CORNELIUS AARON PETTUS, JR, DEORMAN LEVI STOUT, and the MUNICIPALITY OF ANCHORAGE. hereby states and alleges as follows:

THE PARTIES

1. At all times material hereto, the plaintiff was and is a resident in the Third Judicial

4481 / 01 Complaint
Allen v Pettus et al.
Page 1

District.

2. At all times material hereto, defendant Cornelius Aaron Pettus Jr was and is a resident of the Third Judicial District.
3. At all times material hereto, defendant Deorman Levi Stout was and is a resident of the Third Judicial District.
4. At all times material hereto, the Municipality of Anchorage was and is a municipality in the Third Judicial District.

JURISDICTION & VENUE

5. This Court has jurisdiction over this matter pursuant to AS 22.10.020.
6. Venue is proper because the plaintiff's causes of action accrued within the Third Judicial District.

GENERAL ALLEGATIONS

7. On October 31, 2019, Cornelius Pettus Jr and Deorman Stout were on duty working as police officers for the Municipality of Anchorage.
8. Officers Pettus and Stout delivered citations for a bicycling violation to the plaintiff at his home.
9. When Mr. Allen cursed at Officer Pettus, Officer Pettus approached the plaintiff and grabbed his phone.
10. The plaintiff was standing in a neutral stance with his hands by his side.

11. Officer Pettus punched the plaintiff in his jaw.
12. Officer Pettus kicked at the plaintiff's groin.
13. Officer Pettus threatened the plaintiff: 'What's up, what's up, you want some more?'
14. Officer Pettus accused the plaintiff of fighting with him.
15. Officer Pettus used Oleoresin Capsicum (pepper spray) on the plaintiff.
16. Officer Pettus took the plaintiff to the ground.
17. Officer Pettus handcuffed the plaintiff.
18. Officer Pettus arrested the plaintiff.
19. Officer Stout witnessed the incident.
20. Officer Stout failed to intervene or assist the plaintiff.
21. Officer Stout assisted Officer Pettus in arresting the plaintiff.
22. Officer Pettus wrote a false report indicating that the plaintiff attempted to fight him.
23. Officer Pettus and Officer Stout arrested the plaintiff for assault, disorderly conduct and resisting arrest.
24. The plaintiff told numerous officers that Officer Pettus took his phone and punched him without reasonable basis.
25. The defendants incarcerated the plaintiff in jail for several days.
26. Officer Stout knew or should have known that the report was false.
27. The defendants unlawfully arrested the plaintiff.

28. In their attempt to cover-up their illegal and unconstitutional conduct, defendants filed one or more false reports suggesting that their conduct was somehow justified.

29. The Municipality of Anchorage was responsible for reasonably hiring, training, supervising and retaining police officers like Officer Stout and Officer Pettus.

30. The Municipality of Anchorage failed to reasonably hire and/or train and/or supervise and/or retain Officer Pettus and/or Officer Stout.

31. The Municipality of Anchorage failed to promptly and reasonably investigate the plaintiff's report of Officer Pettus grabbing his phone and punching him without a reasonable basis.

32. Officer Pettus and/or Officer Stout lied when asked about what happened in the incident.

33. The defendants actions and/or failures to act described above caused the plaintiff to suffer serious harm for which the defendants are liable including past and/or future: pain, suffering, emotional distress, loss of capacity for enjoyment of life, inconvenience and other non-pecuniary damages to be more fully set forth at trial, all in an amount greater than \$100,000 (ONE HUNDRED THOUSAND DOLLARS), the exact amount to be set by the trier of fact.

CAUSES OF ACTION

a. CLAIMS AGAINST OFFICERS PETTUS AND STOUT

32. Plaintiff repeats and incorporates herein paragraphs 1 - 33.
33. Officers Pettus and Stout were agents of the Municipality of Anchorage.
34. Officers Pettus and Stout were acting under color of law in the course and scope of their duties for the Municipality of Anchorage they unlawfully interacted with the plaintiff and arrested him in violation of his civil rights and then attempted to cover up their illegal and unconstitutional conduct.
35. Officers Pettus and Stout's acts were done outside of their lawful authority or discretion.
36. By unlawfully using excessive force and arresting the plaintiff, Officers Pettus and Stout violated the plaintiff's Fourth Amendment right against unlawful seizure.
37. By failing to intervene to prevent Officer Pettus from illegal seizing the plaintiff and using excessive force, Officer Stout violated the plaintiff's civil rights.
38. By submitting false reports related to their behavior, Officers Pettus and Stout attempted to cover up their unconstitutional conduct and obstruct justice. By doing so, they violated plaintiff's civil rights.
39. As a result of Officer Pettus and Stout's outrageous, illegal, unconstitutional and unlawful conduct, the plaintiff suffered serious physical, emotion and psychological injuries.
40. Officers Pettus and Stout are liable to plaintiff for damages pursuant to 42. U.S.C. § 1983.

41. Officers Pettus and Stout are liable to plaintiff for attorney's fees and litigation expenses pursuant to 42. U.S.C. § 1988.
42. Officers Pettus and Stout's negligence, gross negligence and/or reckless and/or intentional misconduct were substantial factors in causing serious physical, emotional and psychological injuries to the plaintiff.
43. Officer Pettus is liable to the plaintiff for intentional infliction of emotional distress.
44. Officer Pettus and Stout's acts were done corruptly, maliciously, and in bad faith.
45. Officer's Pettus and Stout are liable for false imprisonment.
46. Officer Pettus is liable to the plaintiff for assault.
47. Officer Pettus is liable to the plaintiff for battery.
48. Officers Pettus and Stout are liable for exemplary and/or punitive damages for conduct evidencing reckless disregard to the interests of the plaintiff and/or outrageous conduct.
49. Officers Pettus and Stout engaged in reckless and capricious conduct that was unreasonable and was with deliberate indifference and/or shocks the conscience.

b. MUNICIPALITY OF ANCHORAGE

50. Plaintiff incorporates by reference the allegations in paragraphs 1-33.
51. The Municipality owed a duty to exercise reasonable care towards the plaintiff.
52. The Municipality is liable for the actions and/or failures to act of Officers Pettus and

Stout, and its other employees under theories of vicarious liability and/or agency and/or respondeat superior and/or aided-in-agency.

53. The Municipality breached its duty of reasonable care to the plaintiff by negligently and/or gross negligently and/or recklessly failing to reasonably hire and/or train and/or supervise and/or retain Officers Pettus and Stout which were substantial factor in causing harm to the plaintiff for which the Municipality is liable.

54. The Municipality breached its duty of reasonable care to the plaintiff by negligently and/or gross negligently and/or recklessly failing to promptly and/or reasonably investigate plaintiff's report of Officer Pettus punching him without reasonable basis which was a substantial factor in causing harm to the plaintiff.

PRAYER FOR RELIEF

WHEREFORE, Plaintiff requests the following relief:

1. For judgment against the defendants in excess of \$100,000, the precise amount to be decided by a jury;
2. For an award of punitive damages as allowed by law;
3. For an award of damages for violation of his civil rights;
4. For the imposition of vicarious liability as allowed by law or equity;
5. For pre-judgment and post-judgment interest, attorneys' fees, and costs incurred in this matter;

BARBER & ASSOCIATES, LLC

ATTORNEYS AT LAW
540 E. FIFTH AVENUE
ANCHORAGE, ALASKA 99501
PHONE: (907) 276-5858
FAX: (907) 276-5817

6. For such other relief as this court deems just and equitable.

DATED at Anchorage, Alaska this 27 day of April, 2021.

BARBER & ASSOCIATES, LLC
Counsel for Plaintiff

By: 

JEFF BARBER
AK Bar #0111058

4481 / 01 Complaint
Allen v Pettus et al.
Page 8

CASE DESCRIPTION – SUPERIOR COURT

Case Number: 21-5572

Type of Action		For Court Use Only	
Check the box that best describes the case. Mark one box only. For district court cases, use form CIV-125D.		Case Type	Action Code
Tort			
<input type="checkbox"/>	Wrongful Death	Civil Superior Court	CISPID
<input type="checkbox"/>	Automobile Tort (But Not Wrongful Death)	Civil Superior Court	CISIDA
<input type="checkbox"/>	Claim Against Owner of Real Property for Personal Injury	Civil Superior Court	CISPIO
<input type="checkbox"/>	Product Liability	Civil Superior Court	CISPL
<input type="checkbox"/>	Intentional Tort (e.g., assault, battery, vandalism)	Civil Superior Court	CISIT
<input type="checkbox"/>	Slander/Libel/Defamation	Civil Superior Court	CISILD
<input checked="" type="checkbox"/>	Other Tort	Civil Superior Court	CISIDO
<input type="checkbox"/>	Approval of Minor Settlement – Civil Petition <i>May also be filed as probate case.</i>	Superior Court Misc Petition	CISPET
Malpractice			
<input type="checkbox"/>	Legal Malpractice	Civil Superior Court	CISLMP
<input type="checkbox"/>	Medical Malpractice	Civil Superior Court	CISMMP
<input type="checkbox"/>	Other Malpractice	Civil Superior Court	CISOMP
Other Civil			
<input type="checkbox"/>	Election Contest or Recount Appeal	Civil Superior Court	CISELE
<input type="checkbox"/>	Change of Name - Adult	Change of Name	CICON
<input type="checkbox"/>	Change of Name - Minor	Change of Name	CICONM
<input type="checkbox"/>	Confession of Judgment	Civil Superior Court	CISCONF
<input type="checkbox"/>	Structured Settlement – AS 09.60.200	Superior Court Misc Petition	CISSS
<input type="checkbox"/>	Administrative Agency Proceeding – Request for Court Assistance	Superior Court Misc Petition	CISWRNT
<input type="checkbox"/>	Arbitration – Action Under Uniform Arbitration Act	Civil Superior Court	CISAP
<input type="checkbox"/>	Fraud	Civil Superior Court	CISFRAUD
<input type="checkbox"/>	Unfair Trade Practice and Consumer Protection	Civil Superior Court Clerk: Issue form CIV-128	CISUTP
<input type="checkbox"/>	Writ of Habeas Corpus	Civil Superior Court	CIWHC
<input type="checkbox"/>	Fish & Game - Abatement & Forfeiture of Equipment	Superior Court Misc Petition	CISAF
<input type="checkbox"/>	Appointment of Trustee Counsel	Superior Court Misc Petition	CISTC
<input type="checkbox"/>	Other Superior Court Complaint	Civil Superior Court	CISOCI
<input type="checkbox"/>	Other Superior Court Petition	Superior Court Misc Petition	CISPET
Post-Conviction Relief to Superior Court			
<input type="checkbox"/>	Post-Conviction Relief	Post-Conviction Relief-Sup Ct	CISPCR
Appeal to Superior Court - From Administrative Agency			
<input type="checkbox"/>	Election Contest or Recount Appeal – SEE OTHER CIVIL		
<input type="checkbox"/>	DMV Appeal	Appeal from Admin Agency	CIADDMV
<input type="checkbox"/>	Employment Security Appeal	Appeal from Admin Agency	CIADRESA
<input type="checkbox"/>	Administrative Agency Appeal - Other	Appeal from Admin Agency	CIADR
<input type="checkbox"/>	CSSD License Review Action	Petition for Review or Relief	CICSED
<input type="checkbox"/>	Petition for Review from Administrative Agency	Petition for Review or Relief	CIPRA
<input type="checkbox"/>	Petition for Relief from Administrative Agency – AS 44.62.305	Petition for Review or Relief	CIPRLF
Appeal to Superior Court - From District Court			
<input type="checkbox"/>	Civil Appeal	Appeal from District Court	CIACI2
<input type="checkbox"/>	Criminal Appeal	Appeal from District Court	CIACRM
<input type="checkbox"/>	Minor Offense Appeal	Appeal from District Court	CIAMO
<input type="checkbox"/>	Small Claims Appeal	Appeal from District Court	CIASC
<input type="checkbox"/>	Petition for Review from Civil, Criminal, or Minor Offense Case	Petition for Review or Relief	CIPRD2
<input type="checkbox"/>	Petition for Review from Small Claims	Petition for Review or Relief	CIPRSC

IN THE SUPERIOR COURT FOR THE STATE OF ALASKA
AT ANCHORAGE

SAM ALLEN,

Plaintiff,

vs.

CORNELIUS AARON PETTUS, JR.,
DEORMAN LEVI STOUT and
MUNICIPALITY OF ANCHORAGE,

Defendants.

CASE NO. 3AN-21- 5572CI

SUMMONS AND
NOTICE TO BOTH PARTIES
OF JUDICIAL ASSIGNMENT

To Defendant: MUNICIPALITY OF ANCHORAGE

You are hereby summoned and required to file with the court a written answer to the complaint which accompanies this summons. Your answer must be filed with the court at 825 W. 4th Avenue, Anchorage, AK 99501 within 20 days* after the day you receive this summons. In addition, a copy of your answer must be sent to the plaintiff's attorney or plaintiff (if unrepresented) JEFF BARBER, whose address is: 540 E. Fifth Ave., Anchorage, AK 99501.

If you fail to file your answer within the required time, a default judgment may be entered against you for the relief demanded in the complaint.

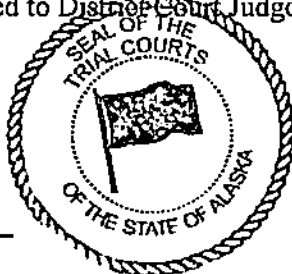
If you are not represented by an attorney, you must inform the court and all other parties in this case, in writing, of your current mailing address and any future changes to your mailing address and telephone number. You may use court form Notice of Change of Address / Telephone Number (TF-955), available at the clerk's office or on the court system's website at www.courts.alaska.gov/forms.htm, to inform the court. - OR - If you have an attorney, the attorney must comply with Alaska R.Civ. P. 5(I).

NOTICE OF JUDICIAL ASSIGNMENT

TO: Plaintiff and Defendant

You are hereby given notice that:

- ☒ This case has been assigned to Superior Court Judge Ramgren
and to a magistrate judge.
☐ This case has been assigned to District Court Judge _____.



CLERK OF COURT

4/28/2021

Date

By: Aden Zeilert
Deputy Clerk

I certify that on 4/28/21 a copy of this Summons was ☐ mailed ☒ given to
☐ plaintiff ☒ plaintiff's counsel along with a copy of the
☐ Domestic Relations Procedural Order ☐ Civil Pre-Trial Order
to serve on the defendant with the summons.
Deputy Clerk AL

* The State or a state officer or agency named as a defendant has 40 days to file its answer. If you have been served with this summons outside of the United States, you also have 10 days to file your answer.

IN THE SUPERIOR COURT FOR THE STATE OF ALASKA
AT ANCHORAGE

SAM ALLEN,

Plaintiff,

vs.

CORNELIUS AARON PETTUS, JR.,
DEORMAN LEVI STOUT and
MUNICIPALITY OF ANCHORAGE,

Defendants.

CASE NO. 3AN-21- 5572C-I

SUMMONS AND
NOTICE TO BOTH PARTIES
OF JUDICIAL ASSIGNMENT

To Defendant: DEORMAN LEVI STOUT

You are hereby summoned and required to file with the court a written answer to the complaint which accompanies this summons. Your answer must be filed with the court at 825 W. 4th Avenue, Anchorage, AK 99501 within 20 days* after the day you receive this summons. In addition, a copy of your answer must be sent to the plaintiff's attorney or plaintiff (if unrepresented) JEFF BARBER, whose address is: 540 E. Fifth Ave., Anchorage, AK 99501.

If you fail to file your answer within the required time, a default judgment may be entered against you for the relief demanded in the complaint.

If you are not represented by an attorney, you must inform the court and all other parties in this case, in writing, of your current mailing address and any future changes to your mailing address and telephone number. You may use court form Notice of Change of Address / Telephone Number (TF-955), available at the clerk's office or on the court system's website at www.courts.alaska.gov/forms.htm, to inform the court. - OR - If you have an attorney, the attorney must comply with Alaska R.Civ. P. 5(I).

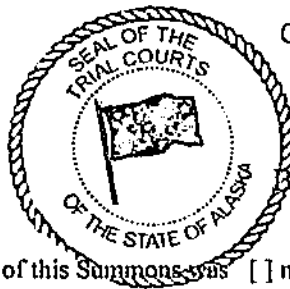
NOTICE OF JUDICIAL ASSIGNMENT

TO: Plaintiff and Defendant

You are hereby given notice that:

- ☒ This case has been assigned to Superior Court Judge Ramgren
and to a magistrate judge.
☐ This case has been assigned to District Court Judge _____.

CLERK OF COURT



4/28/2021

Date

by:

Celen Zeibert

Deputy Clerk

I certify that on 4/28/21 a copy of this Summons was ☐ mailed ☒ given to
☐ plaintiff ☒ plaintiff's counsel along with a copy of the
☐ Domestic Relations Procedural Order ☐ Civil Pre-Trial Order
to serve on the defendant with the summons.

Deputy Clerk AL

* The State or a state officer or agency named as a defendant has 40 days to file its answer. If you have been served with this summons outside of the United States you also have 10 days to file your answer.

IN THE SUPERIOR COURT FOR THE STATE OF ALASKA
AT ANCHORAGE

SAM ALLEN,

Plaintiff,

vs.

CORNELIUS AARON PETTUS, JR.,
DEORMAN LEVI STOUT and
MUNICIPALITY OF ANCHORAGE,

Defendants.

CASE NO. 3AN-21-

5572CI

SUMMONS AND
NOTICE TO BOTH PARTIES
OF JUDICIAL ASSIGNMENT

To Defendant: CORNELIUS AARON PETTUS, JR.

You are hereby summoned and required to file with the court a written answer to the complaint which accompanies this summons. Your answer must be filed with the court at 825 W. 4th Avenue, Anchorage, AK 99501 within 20 days* after the day you receive this summons. In addition, a copy of your answer must be sent to the plaintiff's attorney or plaintiff (if unrepresented) JEFF BARBER, whose address is: 540 E. Fifth Ave., Anchorage, AK 99501.

If you fail to file your answer within the required time, a default judgment may be entered against you for the relief demanded in the complaint.

If you are not represented by an attorney, you must inform the court and all other parties in this case, in writing, of your current mailing address and any future changes to your mailing address and telephone number. You may use court form Notice of Change of Address / Telephone Number (TF-955), available at the clerk's office or on the court system's website at www.courts.alaska.gov/forms.htm, to inform the court. - OR - If you have an attorney, the attorney must comply with Alaska R.Civ. P. 5(I).

NOTICE OF JUDICIAL ASSIGNMENT

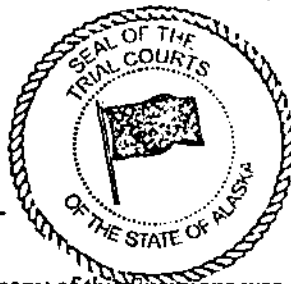
TO: Plaintiff and Defendant

You are hereby given notice that:

☒ This case has been assigned to Superior Court Judge _____
and to a magistrate judge.

☐ This case has been assigned to District Court Judge _____.

CLERK OF COURT



4/28/2021
Date

By:

Alan Zeilert
Deputy Clerk

I certify that on 4/28/21 a copy of this Summons was ☐ mailed ☒ given to
☐ plaintiff ☒ plaintiff's counsel along with a copy of the
☐ Domestic Relations Procedural Order ☐ Civil Pre-Trial Order
to serve on the defendant with the summons.

Deputy Clerk AL

* The State or a state officer or agency named as a defendant has 40 days to file its answer. If you have been served with this summons outside of the United States, you also have 40 days to file your answer.

IN THE SUPERIOR COURT FOR THE STATE OF ALASKA

THIRD JUDICIAL DISTRICT AT ANCHORAGE

2021 MAY 10 PM 4:02

SAM ALLEN,

Plaintiff,

vs.

CORNELIUS AARON PETTUS, JR.,

DEORMAN LEVI STOUT, and

MUNICIPALITY OF ANCHORAGE,

Defendants.

Case No. 3AN-21-05572 CI

AFFIDAVIT OF CIVIL RULE 4 PROCESS

STATE OF ALASKA

THIRD JUDICIAL DISTRICT

)
) ss:
)

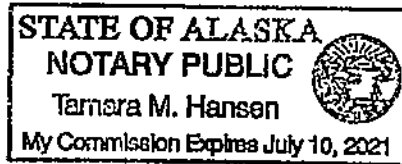
I, Angela C. Miller, being duly sworn, do hereby state as follows: That I am employed at BARBER & ASSOCIATES, LLC; that pursuant to Exhibit 1 attached hereto, a copy of the Summons and Complaint was served by North Country Process to Deorman Levi Stout on May 2, 2021; that pursuant to Exhibit 2 attached hereto, a copy of the Summons and Complaint was served by North Country Process to Cornelius Aaron Pettus, Jr. on May 2, 2021; that pursuant to Exhibit 3 attached hereto, a copy of the Summons and Complaint was served by certified mail to the Municipal Attorney's Office on May 3, 2021; that pursuant to Exhibit 4 attached hereto, a copy of the Summons and Complaint was served by certified

4481/03 Affidavit of Civil Rule Four Process
Allen v MOA, et al.; Case No. 3AN-21-05572 CI
Page 1

mail to the Municipal Clerk's Office on May 3, 2021; that the defendants in this action have been served.

Angela C. Miller
Angela C. Miller

SUBSCRIBED AND SWORN to before me this 10 day of May, 2021.



Tamera M. Hansen
Notary Public in and for Alaska
My Commission Expires: 7/10/21

CERTIFICATE OF SERVICE

This is to certify that on this date a copy of the foregoing was served by ☒ mail () fax () hand to:

Municipality of Anchorage
Municipal Clerk's Office
632 W 6th Ave, Ste 250
Anchorage, AK 99501

Municipality of Anchorage
Municipal Attorney's Office
PO Box 196650
Anchorage, AK 99519

Cornelius Aaron Pettus, Jr.
2654 Aspen Heights Loop
Anchorage, AK 99508

Deorman Levi Stout
11611 Suncrest Drive
Anchorage, AK 99515

Angie Miller 5.10.2021
Angie Miller Date

5

AFFIDAVIT - RETURN OF SERVICE

SAM ALLEN

Plaintiff(s),

vs.

CORNELIUS AARON PETTUS, JR., DEORMAN LEVI STOUT AND
MUNICIPALITY OF ANCHORAGE

Defendant(s).

FILE STAMP

Case Number: 3AN-21-05572 CI

I solemnly swear or affirm that on 5/2/2021, at 1:31 PM, I served the following documents:

LETTER, SUMMONS AND NOTICE TO BOTH PARTIES OF JUDICIAL ASSIGNMENT, COMPLAINT

upon the therein named DEORMAN LEVI STOUT at 11611 SUNCREST DRIVE, ANCHORAGE, ALASKA 99515, by handing and leaving a true and correct copy with MARIAH BURROWS, GIRLFRIEND, A PERSON OF SUITABLE AGE AND DISCRETION WHO RESIDES AT THE SAME PLACE OF ABODE AS DEORMAN LEVI STOUT.



CHRISTOPHER DABBS


Civilian Process Server

SUBSCRIBED AND SWORN to or affirmed before me this May 04, 2021 in Anchorage, Alaska.

Client: BARBER & ASSOCIATES, LLC

Client Contact: ANGIE MILLER

File Number: 4481 ALLEN



Notary Public in and for the State of Alaska

My Commission Expires: 5/29/2024

North Country Process, Inc.

P.O. Box 101126

Anchorage, Alaska 99510

Office: (907) 274-2023

Fax Line: (907) 274-2823

NCPI@alaska.net



Service Fee [Rule 11(a)(1)(i/ii)]:

\$45.00

Mileage Fee [Rule 11(a)(7)]:

\$20.00

Total Recoverable Fees per Admin Rule 11:

\$65.00

Return No.: 203092

Total Service Fees:

\$65.00

Exhibit 1
Page 1 of 1

AFFIDAVIT - RETURN OF SERVICE

SAM ALLEN

Plaintiff(s),

vs.

CORNELIUS AARON PETTUS, JR., DEORMAN LEVI STOUT AND
MUNICIPALITY OF ANCHORAGE

Defendant(s).

FILE STAMP

Case Number: 3AN-21-05572 CI

I solemnly swear or affirm that on 5/2/2021, at 11:13 PM, I served the following documents:

LETTER, SUMMONS AND NOTICE TO BOTH PARTIES OF JUDICIAL ASSIGNMENT, COMPLAINT

upon the therein named CORNELIUS AARON PETTUS, JR. at 2654 ASPEN HEIGHTS LOOP, ANCHORAGE,
ALASKA 99508, by handing and leaving a true and correct copy with CORNELIUS AARON PETTUS, JR.



CHRISTOPHER DABBS

Civilian Process Server

SUBSCRIBED AND SWORN to or affirmed before me this May 04, 2021 in Anchorage, Alaska

Client: BARBER & ASSOCIATES, LLC

Client Contact: ANGIE MILLER

File Number: 4481 ALLEN

Notary Public in and for the State of Alaska

My Commission Expires: 5/29/2024

North Country Process, Inc.

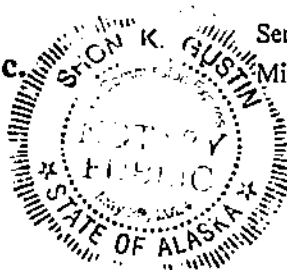
P.O. Box 101126

Anchorage, Alaska 99510

Office: (907) 274-2023

Fax Line: (907) 274-2823

NCPI@alaska.net



Service Fee [Rule 11(a)(1)(i/ii)]:

\$45.00

Mileage Fee [Rule 11(a)(7)]:

\$20.00

Total Recoverable Fees per Admin Rule 11:

\$65.00

Return No.: 203093

Total Service Fees:

\$65.00

Exhibit 2
Page 1 of 1


SENDER: COMPLETE THIS SECTION		COMPLETE THIS SECTION ON DELIVERY																	
<p><input type="checkbox"/> Complete items 1, 2, and 3.</p> <p><input type="checkbox"/> Print your name and address on the reverse so that we can return the card to you.</p> <p><input type="checkbox"/> Attach this card to the back of the mailpiece, or on the front if space permits.</p>		<p>A. Signature <i>Steven Fitzpatrick</i> <input type="checkbox"/> Agent <input type="checkbox"/> Addressee</p>																	
<p>1. Article Addressed to:</p> <p>MUNICIPALITY OF ANCHORAGE MUNICIPAL ATTORNEY'S OFFICE PO BOX 196650 ANCHORAGE, AK 99519</p> <p> 9590 9402 6589 1028 9635 39</p>		<p>B. Received by (Printed Name) <i>Steven Fitzpatrick</i></p> <p>C. Date of Delivery - 3 2021</p>																	
<p>2. Article Number (Transfer from service label) 120 0090 0001 1912 1418</p>		<p>D. Is delivery address different from item 1? <input type="checkbox"/> Yes <input type="checkbox"/> No If YES, enter delivery address below: BY: _____</p>																	
<p>PS Form 3811, July 2020 PSN 7530-02-000-9053</p>		<p>3. Service Type</p> <table border="0"> <tr> <td><input type="checkbox"/> Adult Signature</td> <td><input type="checkbox"/> Priority Mail Express®</td> </tr> <tr> <td><input type="checkbox"/> Adult Signature Restricted Delivery</td> <td><input type="checkbox"/> Registered Mail™</td> </tr> <tr> <td><input checked="" type="checkbox"/> Certified Mail®</td> <td><input type="checkbox"/> Registered Mail Restricted Delivery</td> </tr> <tr> <td><input type="checkbox"/> Certified Mail Restricted Delivery</td> <td><input type="checkbox"/> Signature Confirmation™</td> </tr> <tr> <td><input type="checkbox"/> Collect on Delivery</td> <td><input type="checkbox"/> Signature Confirmation Restricted Delivery</td> </tr> <tr> <td><input type="checkbox"/> Collect on Delivery Restricted Delivery</td> <td></td> </tr> <tr> <td><input type="checkbox"/> Insured Mail</td> <td></td> </tr> <tr> <td><input type="checkbox"/> Insured Mail Restricted Delivery (over \$500)</td> <td></td> </tr> </table>		<input type="checkbox"/> Adult Signature	<input type="checkbox"/> Priority Mail Express®	<input type="checkbox"/> Adult Signature Restricted Delivery	<input type="checkbox"/> Registered Mail™	<input checked="" type="checkbox"/> Certified Mail®	<input type="checkbox"/> Registered Mail Restricted Delivery	<input type="checkbox"/> Certified Mail Restricted Delivery	<input type="checkbox"/> Signature Confirmation™	<input type="checkbox"/> Collect on Delivery	<input type="checkbox"/> Signature Confirmation Restricted Delivery	<input type="checkbox"/> Collect on Delivery Restricted Delivery		<input type="checkbox"/> Insured Mail		<input type="checkbox"/> Insured Mail Restricted Delivery (over \$500)	
<input type="checkbox"/> Adult Signature	<input type="checkbox"/> Priority Mail Express®																		
<input type="checkbox"/> Adult Signature Restricted Delivery	<input type="checkbox"/> Registered Mail™																		
<input checked="" type="checkbox"/> Certified Mail®	<input type="checkbox"/> Registered Mail Restricted Delivery																		
<input type="checkbox"/> Certified Mail Restricted Delivery	<input type="checkbox"/> Signature Confirmation™																		
<input type="checkbox"/> Collect on Delivery	<input type="checkbox"/> Signature Confirmation Restricted Delivery																		
<input type="checkbox"/> Collect on Delivery Restricted Delivery																			
<input type="checkbox"/> Insured Mail																			
<input type="checkbox"/> Insured Mail Restricted Delivery (over \$500)																			

Exhibit 3
Page 1 of 1

SENDER: COMPLETE THIS SECTION		COMPLETE THIS SECTION ON DELIVERY	
<p> <input checked="" type="checkbox"/> Complete items 1, 2, and 3. <input checked="" type="checkbox"/> Print your name and address on the reverse so that we can return the card to you. <input checked="" type="checkbox"/> Attach this card to the back of the mailpiece, or on the front if space permits. </p>		<p>A. Signature</p> <p>X <u>KX</u> <input type="checkbox"/> Agent <input type="checkbox"/> Addressee</p>	
<p>1. Article Addressed to:</p> <p>MUNICIPALITY OF ANCHORAGE MUNICIPAL CLERK'S OFFICE 632 W 6TH AVE STE 250 ANCHORAGE AK 99501</p>		<p>B. Received by (Printed Name) C. Date of Delivery</p> <p><u>CLG</u> <u>194</u></p>	
<p>2. Article Number (Transfer from service label)</p> <p>9590 9402 6589 1028 9635 46</p> <p>20 0090 0001 1912 1401</p>		<p>D. Is delivery address different from item 1? <input type="checkbox"/> Yes <input type="checkbox"/> No</p> <p>If YES, enter delivery address below:</p>	
<p>3. Service Type</p> <p> <input type="checkbox"/> Adult Signature <input type="checkbox"/> Adult Signature Restricted Delivery <input checked="" type="checkbox"/> Certified Mail® <input type="checkbox"/> Certified Mail Restricted Delivery <input type="checkbox"/> Collect on Delivery <input type="checkbox"/> Collect on Delivery Restricted Delivery <input type="checkbox"/> Insured Mail <input type="checkbox"/> Insured Mail Restricted Delivery (over \$500) </p>		<p> <input type="checkbox"/> Priority Mail Express® <input type="checkbox"/> Registered Mail™ <input type="checkbox"/> Registered Mail Restricted Delivery <input type="checkbox"/> Signature Confirmation™ <input type="checkbox"/> Signature Confirmation Restricted Delivery </p>	
<p>PS Form 3811, July 2020 PSN 7530-02-000-9053</p>		<p>Domestic Return Receipt</p>	

Exhibit 4
Page 1 of 3

USPS Tracking®

[FAQs >](#)[Track Another Package +](#)**Tracking Number:** 70200090000119121401[Remove X](#)

Your item was delivered to an individual at the address at 1:35 pm on May 3, 2021 in ANCHORAGE, AK 99501.

✓ Delivered, Left with Individual

May 3, 2021 at 1:35 pm
ANCHORAGE, AK 99501

[Feedback](#)[Get Updates ∨](#)

[Text & Email Updates](#)

[Tracking History](#)

May 3, 2021, 1:35 pm

Delivered, Left with Individual

ANCHORAGE, AK 99501

Your item was delivered to an individual at the address at 1:35 pm on May 3, 2021 in ANCHORAGE, AK 99501.

May 1, 2021, 9:51 am

Delivery Attempted - No Access to Delivery Location

ANCHORAGE, AK 99501

Exhibit 41

Page 2 of 3

May 1, 2021, 6:51 am
Arrived at Post Office
ANCHORAGE, AK 99501

April 30, 2021, 11:39 pm
Arrived at USPS Regional Facility
ANCHORAGE AK DISTRIBUTION CENTER

Product Information

See Less ^

Can't find what you're looking for?

Go to our FAQs section to find answers to your tracking questions.

FAQs

Feedback

Exhibit 4
Page 3 of 3

JUN 02 2021

Clerk of the Trial Courts
By _____ Deputy

Pamela D. Weiss
Assistant Municipal Attorney
Email: courtdocs@muni.org

IN THE SUPERIOR COURT FOR THE STATE OF ALASKA
THIRD JUDICIAL DISTRICT AT ANCHORAGE

SAM ALLEN,)
)
Plaintiff,)
)
vs.)
)
CORNELIS AARON PETTUS, JR.,)
DEORMAN LEVI STOUT, and)
MUNICIPALITY OF ANCHORAGE,)
)
Defendants.) Case No. 3AN-21-05572 CI
)

**NOTICE TO SUPERIOR COURT CLERK OF
FILING OF NOTICE OF REMOVAL**

TO: Clerk of Trial Courts
Third Judicial District, State of Alaska

Pursuant to 28 U.S.C. § 1446, a copy of the Notice of Removal of Action to United
Stated District Court is hereby filed with the Clerk of Trial Courts, Third Judicial District
for the State of Alaska.

Respectfully submitted this 2nd day of June, 2021.

KATHRYN R. VOGEL
Municipal Attorney

By: s/ Pamela D. Weiss
Pamela D. Weiss
Assistant Municipal Attorney
Alaska Bar No.0305022

MUNICIPALITY
OF
ANCHORAGE

OFFICE OF THE
MUNICIPAL
ATTORNEY

P.O. Box 196650
Anchorage, Alaska
99519-6650

Telephone: 343-4545
Facsimile: 343-4550

Certificate of Service

I certify that on June 2, 2021 I caused to be mailed
and emailed a true and correct copy of the foregoing to:

Jeff Barber
Barber & Associates, LLC
540 E. 5th Ave, Suite 250
Anchorage, AK 99501
Email: jeffb@alaskainjury.com

Clinton M. Campion
Sedor Wendlandt Evans Filippi
500 L Street, Suite 500
Anchorage, AK 99501
Email: campion@alaskalaw.pro

s/ Amber J. Cummings
Amber J. Cummings, Legal Secretary
Municipal Attorney's Office

MUNICIPALITY
OF
ANCHORAGE

OFFICE OF THE
MUNICIPAL
ATTORNEY

P.O. Box 186650
Anchorage, Alaska
99518-6650

Telephone: 343-4545
Facsimile: 343-4550

Notice to Superior Court Clerk of Filing Notice of Removal
Allen, Sam v. Pettus, et al; Case No. 3AN-21-05572 CI
Page 2 of 2

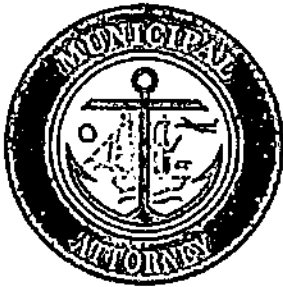
Charity Young

From: Cummings, Amber J. <amber.cummings@anchorageak.gov>
Sent: Wednesday, June 02, 2021 4:23 PM
To: ANC Civil; campion@alaskalaw.pro; Jeff Barber
Cc: Weiss, Pamela D.; Angie Miller
Subject: Allen, Sam v. Pettus, MOA, Stout, Case No. 3AN-21-05572 CI; Notice of Removal to Federal Court
Attachments: Notice of Removal to Federal Court (Superior Court).pdf

Good afternoon,

Please find attached the *Notice of Removal to Federal Court* (2 pages total) for filing in the above mentioned matter.

Thank you,



Amber Cummings
Special Administrative Assistant II
Municipality of Anchorage
Department of Law
632 W.6th Avenue, Suite 730
Anchorage, Alaska 99501
(907) 343-4545
amber.cummings@anchorageak.gov
www.muni.org/Departments/Legal/